

CALFRESH REQUEST FOR POLICY INTERPRETATION**PI# 17-71**

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Retain a copy for your records and submit via email to CalFresh-PI@dss.ca.gov.

Please note: the policy interpretation provided is based on the unique set of facts presented and should not be assumed to apply in all scenarios.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Other:		5. DATE OF REQUEST: 08/17/2017	NEED RESPONSE BY: 08/24/2017
		6. COUNTY/ORGANIZATION: Santa Barbara County	
		7. SUBJECT: Use of Conversion Factors on Claims	
2. REQUESTOR NAME:		8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACL 15-95	
3. PHONE NO.:	EMAIL:		
4. REGULATION CITE(S):			

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

The worker discovered in December that the client had unreported earnings in September and a claim will need to be calculated for back months. The individual received the following checks:
 Check Received 9/1 \$135, Check Received 9/8 \$256, Check Received 9/15 \$158, Check Received 9/22 \$178, Check Received 9/29 \$180
 Total of 5 checks = \$907

\$907 divided by 5 = \$181.40 times 4.33 = \$785.46 monthly average

Should workers be using the \$907 (actual) or the \$785.46 (conversion factor) in the budget calculation on claims?

10. REQUESTOR'S PROPOSED ANSWER:

Per ACL 15-95, actual income should be used when establishing a CalFresh OI. The OI amount is computed by determining the actual household circumstances, including changes the household failed to report. The decreases as well as increases in income.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

In this scenario, the CWD should establish an OI if the actual amount of income, as indicated on the applicant IEVS reports, shows that the client's gross monthly income went over the IRT and the client did not make the required report. For purposes of calculating the value of the OI, the CWD should calculate the OI based on the difference between the benefits the client received and the benefits the client would have received if the required report had been made by the client. In calculating the value of the OI, the CWD should apply CalFresh budgeting rules, including the multiplier, to recreate case circumstances (i.e. if the client had made the required report). Note that per MPP 63-801.312(c) the CWD will not apply the 20% earned income deduction that is part of the normal CalFresh calculation.

AF/WEB

FOR CDSS USE

DATE RECEIVED:

09/20/2017

DATE RESPONDED TO COUNTY/ALJ:

09/29/2017